# 01819

1995/02/27

ED8879 CTION 10-13

NFO

III'M ASSIFIED

AMAD-01

EB-01

PM-00

ADS-00

CIAE-00

FBIE-00

PRS-01

M - 00

AID-01

EAP-01

L-01

PA-01

EXCISÉ

SMEC-00 H-01 NSAE-00 P-01 PMB-00 3 p B1

SP-00 SR-00 STR-01 TRSE-00 T-00 SA-01 PRME-01 DRL-09 G-00 /055W

ACDE-00

DOEE-00

LAB-01

OMB-01

271042Z FEB 95

LOG-00

OASY-00

TEDE-00

NSCE-00

M AMEMBASSY BEIJING

O SECSTATE WASHDC IMMEDIATE 4195

NFO AMEMBASSY ULAANBAATAR IMMEDIATE

ACDA-17

DODE-00

INR-00

OIC-02

SMISSION GENEVA

MCONSUL SHENYANG

MCONSUL SHANGHAI

MCONSUL HONG KONG

MCONSUL GUANGZHOU

SIA WASHDC 4136

MCONSUL CHENGDU

O N F I D E N T I A L SECTION 01 OF 03 BEIJING 005034

### LAANBAATAR PASS A/S LORD

.O. 12356: N/A

AGS: PHUM, PREL, UNHRC-1, CH

UBJECT: CHINA CRITICIZES 1994 HUMAN RIGHTS REPORT

EF: A) FBIS OW2602074095, B) 94 BEIJING 20083,

#### CONFIDENTIAL

EIJING 01 OF 03 5034

) 94 BEIJING 56982, D) BEIJING 4690

C) SUMMARY. A LENGTHY OFFICIAL CHINESE CRITIQUE OF 1E 1994 HUMAN RIGHTS REPORT ON CHINA, ISSUED FEBRUARY 7, ATTEMPTS TO REPUTE ALLEGATIONS IN A FEW SPECIFIC ASES, AND PROVIDES DETAILS ABOUT THE CHARGES IN ONE ECENT CASE THAT WERE NOT PUBLICLY AVAILABLE. OTHER RITICISMS IN THE CRITIQUE, HOWEVER, ARE NOT BASED ON THE ANGUAGE CONTAINED IN THE 1994 REPORT, OR ARE AIMED AT JMAN RIGHTS CONDITIONS IN THE UNITED STATES RATHER THAN HINA. ALTHOUGH THE CRITIQUE IS EXTREMELY SELECTIVE IN ITS APPROACH, IT NONETHELESS CONSTITUTES A SMALL DYTRIBUTION TO OUR CONTINUING HUMAN RIGHTS DIALOGUE WITH HINA BY OPENLY DISCUSSING SOME RELEVANT ISSUES.

SOHOM /

Chartons

Chartons

LASSIFY as ( ) 8 or ( ) 9 or (

( ) DECLASSIFY ( ) DECLASSIFY IN PART

| RELEASE ( ) | EXCISE ( ) | DENY | | Exemptions | |

Ble

LLEGATIONS.

NAW MEN

(U) THE CRITIQUE DEVOTED CONSIDERABLE ATTENTION TO EVERAL CASES WHERE THE STATE COUNCIL EITHER IGNORED OR IISREAD THE HUMAN RIGHTS REPORT'S LANGUAGE; IN SOME NSTANCES, THE CRITIQUE COMPLAINED ABOUT ACCUSATIONS THAT ERE NOT IN THE 1994 REPORT. THE CRITIQUE QUOTED THE

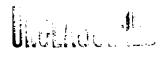
EIJING 02 OF 03 5034

EPORT'S LANGUAGE ON THE ALLEGATIONS OF CONTINUED ABUSE F LIU GANG, INCLUDING OFFICIAL CHINESE DENIALS, BUT CONTINUED ABUSE ON THE REPORT OF "REPEATING LIES." THE EFFERENCE TO ALLEGATIONS OF TRANSPLANTATION OF ORGANS ROM EXECUTED PRISONERS WAS ALSO QUOTED, BUT DESPITE OUR EPORT'S ACKNOWLEDGMENT THAT THE STORIES WERE NOT ERIFIED, THE CRITIQUE CLAIMED THE REFERENCE HAS "A ELIBERATE ATTEMPT TO CONCOCT AND SPREAD LIES." A ENGTHY REFUTATION OF THE BBC REPORT ON THE ALLEGATIONS IN TRANSPLANTS THEN FOLLOWED.

- (U) IN OTHER INSTANCES, THE AUTHORS OF THE CRITIQUE ENT OUT OF THEIR WAY TO FIND ISSUES TO COMPLAIN ABOUT. OR EXAMPLE, THE CRITIQUE IMPLIED THAT WANG JUNTAO'S CASE AS MENTIONED IN THE 1994 REPORT AS AN EXAMPLE OF IISTREATMENT OF PRISONERS. WHILE REPORTS OF MISTREATMENT F WANG HAD BEEN DISCUSSED IN HUMAN RIGHTS REPORTS IN RIOR YEARS, THE 1994 REPORT ONLY CREDITED CHINA WITH GREEING TO HIS RELEASE. THE CRITIQUE NOTED WITH SOME ARCASM THAT WANG WAS NOT HOSPITALIZED IN THE U.S. AFTER WAS RELEASED DESPITE ALLEGATIONS BY THE STATE PEPARTMENT THAT HE HAD BEEN IN POOR HEALTH.
- THE CRITIQUE ALSO INCORRECTLY CLAIMED THAT THE 1994 EPORT REFERRED TO "EXTENSIVE POLITICAL AND EXTRAJUDICIAL ILLINGS." NOT ONLY DID THE REPORT NOT SAY THIS, IT ALSO ITED CHINESE PRESS REPORTS AS WELL AS THOSE FROM HUMAN IGHTS GROUPS ON INDIVIDUAL CASES, ACKNOWLEDGING THAT THE HINESE ARE ALSO REPORTING ON THESE ABUSES. THE CRITIQUE LSO CLAIMED THAT THE DISCUSSION OF CASES OF ABDUCTION OF OMEN AND CHILDREN WAS CALLED A "HUMAN RIGHTS ABUSE" WHEN N FACT THE REPORT WAS POINTING OUT THE ACTIONS TAKEN BY HINESE OFFICIALS TO ADDRESS THE PROBLEM.

# AMILIAR ARGUMENTS ON RELIGION

. (U) THE CRITIQUE REPEATED FAMILIAR ARGUMENTS THAT NO NE IS PERSECUTED FOR RELIGIOUS BELIEFS IN CHINA BUT ONLY OR BREAKING THE LAW "UNDER THE GUISE OF RELIGION." THE UTHORS THEN DISCUSSED THE TREATMENT OF THE "JESUS AMILY" IN SHANDONG IN SOME DETAIL, AND COMPARED THEIR



REATMENT WITH THAT OF THE BRANCH DAVIDIANS IN TEXAS. HE 1994 REPORT, HOWEVER, DID NOT DISCUSS THE JESUS AMILY CASE. Under Util LU

## EFEND BY ATTACKING

(U) THE CRITIQUE ALSO DEVOTED CONSIDERABLE SPACE TO RITICIZING THE HUMAN RIGHTS SITUATION IN THE U.S., ARTICULARLY THE STATUS OF WOMEN AND PROBLEMS WITH RACIAL ISCRIMINATION AND CRIME. THE CRITIQUE URGED THE UNITED TATES TO "DO ITS UTMOST TO IMPROVE THE ABOMINABLE HUMAN IGHTS CONDITIONS IN ITS OWN COUNTRY, RATHER THAN OVERING THEM UP BY ATTACKING OTHERS ON THE ISSUE." RITIQUE CRITICIZED THE U.S. FOR NOT ACCEDING TO THE ONVENTION AGAINST TORTURE, THE CONVENTION ON RACIAL ISCRIMINATION, AND THE CONVENTION ON SUPPRESSION OF PARTHEID. IT NEGLECTED TO MENTION THAT THE U.S. HAS IGNED THE CONVENTION AGAINST TORTURE.

IVING A DIFFERENT SLANT

(c) T

B6

ESPONSE TO GENEVA RESOLUTION

ZIJING 03 OF 03 5034

(c)

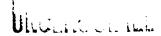
B6



2. (C) COMMENT:

131

- 4. (U) IN ANTICIPATION OF REQUESTS FOR USG REACTION TO HE CRITIQUE, WE PROVIDE THE FOLLOWING SUGGESTED PRESS UIDANCE:
- : WHAT IS YOUR RESPONSE TO CHINA'S REBUTTAL OF THE 1994 UMAN RIGHTS REPORT?
- WE ARE GLAD THAT THE CHINESE GOVERNMENT HAS STUDIED HE REPORT, ALTHOUGH THE REBUTTAL APPEARS TO MISCONSTRUE OME LANGUAGE IN THE REPORT WHICH WAS IN FACT NOT RITICAL OF CHINA. FOR EXAMPLE, THE REFERENCE IN THE 994 HUMAN RIGHTS OF CASES OF ABDUCTION OF WOMEN AND HILDREN WAS NOT A CRITICISM BUT WAS POINTING OUT STEPS HE CHINESE GOVERNMENT HAS TAKEN TO PROSECUTE SUCH THE U.S. WELCOMES THE OPPORTUNITY TO DISCUSS THE SSUES RAISED IN ITS HUMAN RIGHTS REPORTS WITH THE HOST OVERNMENT OR OTHER ORGANIZATIONS. WE WILL BE HAPPY TO NCLUDE THESE ISSUES IN OUR BILATERAL DIALOGUE ON HUMAN IGHTS WITH CHINA. THE REBUTTAL CONTAINED INFORMATION ON OME CASES WHICH WE HAD REQUESTED FROM THE CHINESE, BUT HICH THEY HAD NOT PREVIOUSLY PROVIDED. WE ENCOURAGE JCH EXCHANGES OF INFORMATION.
- : HOW DO YOU ANSWER THE POINT THAT THE U.S. HAS ITS OWN JMAN RIGHTS PROBLEMS AND HAS NO RIGHT TO CRITICIZE CHINA COTHER COUNTRIES?
- : AS YOU KNOW, THE U.S. RECENTLY ISSUED A TWO-HUNDRED AGE REPORT ON HUMAN RIGHTS IN THE UNITED STATES IN



UGGESTED PRESS GUIDANCE IS INCLUDED IN PARA. 14. END

. (U) THE STATE COUNCIL INFORMATION OFFICE PUBLISHED A ULL PAGE CRITIQUE OF THE 1994 COUNTRY REPORT ON HUMAN IGHTS IN CHINA ("THE REPORT") IN THE ENGLISH-LANGUAGE HINA DAILY ON FEBRUARY 27 (REPORTED IN FBIS, REF A). HE PEOPLE'S DAILY SUMMARIZED THE CRITIQUE ON FEBRUARY 7, AND CHINESE TELEVISION NEWS ON THE 26TH REPORTED ON HE CRITIQUE AT AT SOME LENGTH. THE CRITIQUE ACCUSED THE TATE DEPARTMENT OF "DISTORTING FACTS AND CONFUSING RIGHT ND WRONG ... TO ATTACK CHINA." THE U.S. PRACTICE OF SSUING YEARLY HUMAN RIGHTS REPORTS WAS DECRIED AS MPOSING U.S. HUMAN RIGHTS VALVES ON OTHER COUNTRIES AND S "HEGEMONISM AND POWER POLITICS." AS WITH CRITICISMS N PREVIOUS YEARS (REP B), CHINA COMPLAINED THAT THE UMAN RIGHTS REPORT CONSTITUTED INTERFERENCE IN ITS NTERNAL AFFAIRS.

ROVIDING ADDITIONAL INFORMATION ON SPECIFIC CASES

- . (U) THE CRITIQUE HIGHLIGHTED ALLEGATIONS (IN SECTION A OF THE REPORT) THAT IMPRISONED TIBETAN NUN PHUNTSOG ANGKYI DIED AFTER A BEATING BY GUARDS TO "PROVE" THAT HE UNITED STATES GOT ITS FACTS WRONG IN DRAFTING THE EPORT. THE INFORMATION OFFICE REPORTED THAT HER DEATH AS, IN FACT, CAUSED BY CEREBRAL TUBERCULOSIS, AND THAT LL APPROPRIATE STEPS WERE TAKEN TO TRY TO SAVE HER IFE. THE CRITIQUE ALLEGED THAT SHE RECEIVED MEDICAL REATMENT BEGINNING MAY 18 BUT HER CONDITION WORSENED. CCORDING TO THE CRITIQUE, SHE WAS GIVEN TRADITIONAL ELESTIAL BURIAL. AMNESTY INTERNATIONAL HAD REPORTED SHE AS CREMATED WITHOUT HER FAMILY'S CONSENT BEFORE AN UTOPSY COULD BE PERFORMED, ALTHOUGH THAT ASPECT OF HER ASE WAS NOT DISCUSSED IN THE HUMAN RIGHTS REPORT. ITHOUT INDEPENDENT ACCESS TO PRISON RECORDS, IT IS NLIKELY THAT EITHER VERSION OF EVENTS CAN BE CONFIRMED.
- DDITIONAL INFORMATION ON THE CRITIQUE OFFERED DDITIONAL INFORMATION ON THE CONVICTION OF THE "BEIJING 5," SEVERAL OF WHOM WERE SENTENCED LATE LAST YEAR TO RISON TERMS OF UP TO 20 YEARS (REF C). ACCORDING TO THE TATE COUNCIL, THE DEFENDANTS WERE CONVICTED FOR DVOCATING VIOLENT OVERTHROW OF THE GOVERNMENT, "MAKING CTIVE PREPARATION FOR ARMED STRUGGLE" AND SETTING UP A IVISION FOR MILITARY PREPARATIONS, INCLUDING "ACQUIRING EAPONS." THEY WERE ALSO ACCUSED OF "FORGING SECRET INKS" WITH AND RECEIVING "FINANCIAL AND MATERIAL SSISTANCE" FROM "ANTI-CHINA ORGANIZATIONS ABROAD." THE RITIQUE ARGUED THAT SUCH ACTIONS WOULD BE PUNISHABLE IN NY COUNTRY AS JEOPARDIZING STATE SECURITY. THERE HAS NO

PURSUANT TO THE INTERNATIONAL CONVENTION ON CIVIL AND OLITICAL RIGHTS, #Q-SX(NTRIES, AND WE ARE READY; TO DISCUSS THEM AT ANY TIME PARTY THE CHINESE GOVERNMENT AND OTHERS, HALLFORD